



From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Beale Hearing on Monday, September 9
Date: Friday, July 15, 2016 4:54:43 PM
Importance: High

Jeffrey A. Lagda
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From: Lagda, Jeffrey
Sent: Wednesday, September 4, 2013 5:46 PM
To: brazauskas.joseph@mail.house.gov
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: FW: Beale Hearing on Monday, September 9

[Please see below.](#)

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From: Lagda, Jeffrey
Sent: Wednesday, September 04, 2013 5:45 PM
To: 'Grimm, Tyler'; 'joseph.brauzauskas@mail.house.gov'
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: Beale Hearing on Monday, September 9
Importance: High

Tyler and Joe:

Beale is scheduled to appear at 9:30am before Magistrate Judge John M. Facciola, Courtroom 6, second floor, U.S. District Courthouse, 333 Constitution Avenue, NW, Washington, DC.

[Click on the below link and enter September 9.](#)

<http://www.dcd.uscourts.gov/dcd/court-calendars>


Tyler, let me know some possible times for a briefing this week or next week (since you need to coordinate with several staffers).

Thanks,

Jeff


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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Beale Questions - HOG
Date: Friday, July 15, 2016 4:45:38 PM
Importance: High

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From: Lagda, Jeffrey
Sent: Thursday, September 26, 2013 5:02 PM
To: Lee, Una; Chang, Lena
Subject: FW: Beale Questions - HOG

[Please see below.](#)

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From: Lagda, Jeffrey
Sent: Thursday, September 26, 2013 3:14 PM
To: Grimm, Tyler; 'Lee, Una'
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: Beale Questions - HOG
Importance: High

Tyler:


Here are the answers to your questions:

- 1) What is his middle name? (b) (6),
- 2) Did he serve in the military before or after Princeton? (b) (6)
- 3) What his Beale's retirement status: FERS or CSRS? **FERS.**

Jeff

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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: (b) Information
Date: Friday, July 15, 2016 4:46:23 PM


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From: Lagda, Jeffrey
Sent: Thursday, September 26, 2013 5:01 PM
To: Grimm, Tyler
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley; Callen, Ashley; Brazauskas, Joseph; Marin, Mark
Subject: RE: (b) (6) Information

Tyler:

Here are the responses to the first set of questions that we just provided the minority.

Jeff

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1. The majority's letter references "all communications, including emails, to or from Beale referencing the 'CIA,' 'Langley,' or 'the DO.'" I am not sure what this question is getting at- was there a reference during one of their briefings regarding Beale sending emails referencing the CIA or Langley? What is the "DO?"
 - a. Not sure if any of the briefing contained information about CIA or Langley. Certainly we have numerous emails, interviews and statements that confirm Beale's use of the CIA lie.
 - b. DO= Directorate of Operations-The former designation for that area of the CIA that deals with and coordinates covert operations.

2. Do you plan on providing the majority with the contact information for the (b) (6) (b) (6) that the majority identified in question 4 as the "helpful (b) (6) (b) (6)?"
 - a. We have a call out to that person but have not heard back from (b) (6) (b) (6). We will follow up and possibly visit (b) (6) (b) (6) residence in the near future if needed.
3. Could you provide me with the exact title of the witness described in question 4?
 - a. (b) (6) (b) (6) was classified as an (b) (6) (b) (6).
4. Do you know what the agency's policy is regarding the number of times that an EPA employee can get a retention incentive bonus? I know you stated during the briefing that it lasts for 1 year, and can be renewed for up to 3, but I don't recall if I got an answer regarding whether there is a limit on the # of times an employee can get this in their career?
 - a. There is no limit in EPA policy but according the Director of Executive Resources in OARM, (b) (6) (b) (6), it is very unusual for an employee to receive a retention incentive longer than three years since it is expected that the market would produce someone with that specialty that could replace someone like Beale. Keep in mind, according to (b) (6) (b) (6) Beale was the only Senior Executive that received a retention incentive since (b) (6) (b) (6) the director of that section.
5. I have in my notes that beginning in 1994, Beale began representing to EPA employees that he was a CIA agent on detail- in what form? In writing? To whom?
 - a. Beale represented this in emails, conversations and telephone calls.
6. You mentioned that he intermittently did not show up for work, and that the longest stretch of time was for a year and a half- when did this year and a half occur?
 - a. According to Beale, the 1 ½ years was from after his retirement cruise in Sept 2011 until approximately January 2013.
7. You stated that Administrator McCarthy stated that she was told by senior EPA officials that she had an employee on staff who worked for the CIA- what senior officials made these representations to McCarthy?
 - a. Unknown exactly who communicated this with her. It is clear based on emails that (b) (6) (b) (6) (b) (6) had discussion about this subject with her. Through interviews, it appears that starting with (b) (6) (b) (6) this lie about Beale working for the CIA was communicated via conversation with new OAR Assistant Administrators and other senior executives in OAR like (b) (6) (b) (6).
8. You stated that Assistant Administrator Bob Perciasepe signed off on Beale's retention bonuses- for what years? Who signed off on them prior to Perciasepe?
 - a. Bob Perciasepe signed the 2000 Retention Incentive Paper work with (b) (6) (b) (6) as the recommending official. The 1991 Retention Incentive the authorizing official is hard to read but it appears to be (b) (6) (b) (6) as the recommending official.
9. What was the date on the chiropractor's note stating that Beale needed to fly first class? Who was in possession of it? Did anyone "approve" or otherwise review this note before granting Beale permission to fly first class?
 - a. Beale had several notes from the same chiropractor over the years stipulating that first class travel was needed due to a back condition. The Chiropractor was Dr. (b) (6) (b) (6). The EPA approvals were signed off on by several senior executives in OAR and OCFO such as (b) (6) (b) (6) (b) (6).
10. You stated that Beale took many trips overseas while ostensibly on government business, and stayed in 5 star hotels. You mentioned London. Do you have the dates for that? Did


you provide any other examples of locations, dates to the majority in their briefings? If so could you provide us with those dates and locations?

- a. The dates for the London trip where Beale paid over \$1000 per night for several nights were from July 9, 2008 to July 15, 2008.
- b. Not sure if other dates and locations were provided but Beale travel to London in 2007, 2009 and 2012. Although most of the hotels were over the lodging rate, none of them were as much as the lodging for the 2008 trip.
11. Who signed off on Beale's request for a handicapped parking spot?
 - a. (b) (6)
12. Can you provide the amounts by which Beale's salary exceeded the statutory cap from 2009-2013 (for each year)?
 - a. The overage was for three (3) years. In 2008 Beale was paid \$4,235 over the Executive Level 1 pay. In 2009 Beale was paid \$6,935 over the Executive Level 1 pay. In 2010, Beale was paid \$6,925 over the Executive Level 1 pay. These numbers were provided by OCFO and ERD.
13. You mentioned in the briefing that (b) (6) reported Beale to the (b) (6), who dismissed (b) (6) allegations as unfounded and did not take any further investigation- what was the date of this conversation?
 - a. (b) (6) dismissed (b) (6) concerns.
14. What was the date of Beale's retirement party on the boat on the Potomac?
 - a. Sept 22, 2011 had his retirement party with (b) (6) and (b) (6).
15. How did Administrator McCarthy find out that Beale had not in fact retired? What was the exact date that she referred his conduct to the IG? I believe you said October or November of 2012, but the exact date would be great if you have it. Was the referral in writing?
 - a. It is unclear of the exact date when McCarthy found out that Beale had not retired. Based on email it was no later than March 29, 2012. But in emails to (b) (6) about the same time McCarthy indicates that she discussed Beale with him as a concern several months before.
 - b. February 11, 2013 McCarthy formally brought her concerns to the EPA IG as documented in the Hotline complaint that was generated from a meeting McCarthy had with members of the IG.
 - c. The referral was a meeting which was relayed to the Hotline as a complaint.
16. Why did EPA decide to attempt to collect the salary/bonuses from 1990-1999 civilly instead of criminally?
 - a. Through recommendations from the IG, EPA decided to move to collect the overpayment civilly prior to Beale retirement (b) (5)
(b) (5) Collectively
and not knowing (b) (5)
(b) (5)
(b) (5)
17. With respect to the asset forfeiture of ~500k, how exactly are these linked to Beale's fraud?
 - a. The approximate \$500k was a negotiated amount through the plea bargain process. This represents an agreed upon amount that DOJ (b) (5)
(b) (5) defrauded from

the Government.

18. During what dates was (b) (6) ? For some reason I'm having trouble finding this online.
- a. From 1999 until his retirement in 2011.

From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: (b) ROI With Agent Names Redacted
Date: Friday, July 15, 2016 4:44:18 PM
Attachments: [Complete ROI File Redacted 092713.pdf](#)


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From: Lagda, Jeffrey
Sent: Friday, September 27, 2013 1:18 PM
To: Lee, Una
Subject: (b) (6) ROI With Agent Names Redacted


Una:

I just gave this to Tyler just now.

Jeff

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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Committee hearing Thursday
Date: Friday, July 15, 2016 4:52:59 PM


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From: Lagda, Jeffrey
Sent: Friday, September 6, 2013 3:45 PM
To: Lee, Una
Cc: Sellers-Hansen, Ashley
Subject: RE: Committee hearing Thursday

Una:

I will call you in a few minutes.

Jeff

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From: Lee, Una [<mailto:Una.Lee@mail.house.gov>]
Sent: Friday, September 06, 2013 3:44 PM
To: Sellers-Hansen, Ashley
Cc: Lagda, Jeffrey
Subject: RE: Committee hearing Thursday

Thanks. Do you guys know yet whether you'll be sending someone to the hearing?

Also, my understanding in the briefing was that the OIG was not finished investigating this matter, and that you would only be able to comment as to what is on the public record (which by Thursday

will presumably be the plea agreement or whatever else DOJ puts out on the issue). Is that correct? If so, that would seem to limit the scope of testimony for Thursday significantly.

Perhaps we should touch base about the testimony at some point, and what areas/subjects you will be able to talk about? Happy to do so on a bipartisan basis with the majority staff so that you don't have to do it twice.

Thanks,
Una

From: Sellers-Hansen, Ashley [<mailto:Sellers-Hansen.Ashley@epa.gov>]
Sent: Friday, September 06, 2013 11:02 AM
To: Lee, Una
Cc: Lagda, Jeffrey
Subject: RE: Committee hearing Thursday

Hi Una,

That is correct, we have not been able to interview (b) (6) .

We do not have the contact information for their attorneys.

v/r,
Ashley

From: Lee, Una [<mailto:Una.Lee@mail.house.gov>]
Sent: Friday, September 06, 2013 10:44 AM
To: Sellers-Hansen, Ashley; Lagda, Jeffrey
Subject: RE: COmmitee hearing thursday

Hi Ashley, Jeff,

The majority has invited both (b) (6) and Beale to testify Thursday as well. It is my understanding that the OIG has not been able to interview (b) (6) correct?

Also, do you have the contact information for their attorneys?


Thanks,
Una

From: Lee, Una
Sent: Thursday, September 05, 2013 4:40 PM
To: Sellers-Hansen, Ashley (Sellers-Hansen.Ashley@epa.gov); Lagda, Jeffrey (Lagda.Jeffrey@epa.gov)
Subject: COmmitee hearing thursday



Hi Ashley, Jeff,

The majority noticed up a hearing for Thursday on Beale. We haven't seen an invite letter for the IG


yet- can you let us know if you've received one/are in discussions to attend?

I'm at 202-226-3592. .

Thanks,
Una

Una Lee
Counsel
Committee on Oversight and Government Reform
Democratic Staff
512 Ford House Office Building
DC, 20515
Phone: (202) 225-5051 
Fax: (202) 225-9852 

From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: EPA HR
Date: Friday, July 15, 2016 4:51:05 PM


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From: Lagda, Jeffrey
Sent: Tuesday, September 17, 2013 8:33 AM
To: Grimm, Tyler
Cc: Kaplan, Jennifer
Subject: RE: EPA HR

Tyler:

[Susan Kantrowitz, Director of Human Resources, 202/564-4606](#)

[Jeff](#)

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From: Grimm, Tyler [<mailto:Tyler.Grimm@mail.house.gov>]
Sent: Monday, September 16, 2013 3:52 PM
To: Lagda, Jeffrey
Subject: EPA HR

Jeff,



Do you have the name of the individual that is currently the head of the EPA Office of Human Resources?

Thank you.


Tyler Grimm

House Committee on Oversight and Government Reform

Rep. Darrell Issa, Chairman

(202) 225-5074  

From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: EPA- Inspector General Bio and AIG Bio
Date: Friday, July 15, 2016 4:37:02 PM
Attachments: [Bio_elkins.pdf](#)
[Sullivan Biography.pdf](#)


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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 2:37 PM
To: Sharon.Casey@mail.house.gov
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: FW: EPA- Inspector General Bio and AIG Bio

Sharon:

Here they are.

Jeff

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From: Sellers-Hansen, Ashley
Sent: Monday, September 30, 2013 9:15 AM
To: Daniel.Bucheli1@mail.house.gov.
Cc: Lagda, Jeffrey; Kaplan, Jennifer
Subject: EPA- Inspector General Bio and AIG Bio

Greetings Daniel:


Attached are the biographical summaries for Mr. Elkins and Mr. Sullivan for the upcoming hearing

regarding the Beale investigation.

If you have any questions, please feel free to contact me.

Ashley Sellers-Hansen
Public Affairs Specialist
EPA-OIG-OCPA
202-566-1537 

From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: EPA OCIR Contacts
Date: Friday, July 15, 2016 4:49:54 PM
Importance: High

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From: Lagda, Jeffrey
Sent: Friday, September 20, 2013 1:56 PM
To: Grimm, Tyler
Subject: EPA OCIR Contacts


Tyler:

Seems both of my contacts have moved recently elsewhere (!), so I got the name of another individual:



Laura Vaught, 564-0304; vaught.laura@epa.gov

Hope this works,

Jeff

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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: EPA OIG - Written Statements for the Beale Hearing On October 1, 2013
Date: Friday, July 15, 2016 4:39:12 PM
Attachments: [Written Statement for Art.pdf](#)
[Written Statement for Sullivan.pdf](#)
Importance: High

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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 11:21 AM
To: Daniel.Bucheli1@mail.house.gov
Cc: Grimm, Tyler; Callen, Ashley; Brazauskas, Joseph; Marin, Mark; Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: EPA OIG - Written Statements for the Beale Hearing On October 1, 2013

Dan:

I have attached the written statements of Arthur Elkins and Patrick Sullivan, who will be testifying before the House Oversight And Government Committee at 9:30am on Tuesday, October 1.


Please contact me if you have any questions,

Thanks,

Jeff


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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Hearing Tomorrow [ACTION REQUIRED]
Date: Friday, July 15, 2016 4:37:50 PM

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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 11:24 AM
To: Grimm, Tyler
Subject: RE: Hearing Tomorrow [ACTION REQUIRED]

Thanks, Tyler.

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From: Grimm, Tyler [<mailto:Tyler.Grimm@mail.house.gov>]
Sent: Monday, September 30, 2013 11:24 AM
To: Lagda, Jeffrey
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley; Marin, Mark
Subject: RE: Hearing Tomorrow [ACTION REQUIRED]

Jeff,

Yes, we could swear him in, but it would be better to have him sit behind the other two IG witnesses – he could come up when needed.

The Chairman plans to go ahead with the hearing.

Thank you.

Tyler

From: Lagda, Jeffrey [<mailto:Lagda.Jeffrey@epa.gov>]
Sent: Monday, September 30, 2013 9:10 AM
To: Grimm, Tyler
Cc: Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: Hearing Tomorrow [ACTION REQUIRED]
Importance: High

Tyler:


Morning. Just have two questions for you:

Would it be possible for special agent for the Beale investigation, (b) (6), be sworn in tomorrow? He can answer many of the details of the investigation, and it would avoid a delayed response via QFRs. Thought I would just put it out there and ask.


In the event of a shutdown, will the committee still hold the hearing? Art and Patrick (and (b) (6)) are exempt, so they will still be able to testify if the committee decided to hold the hearing anyway.

Thanks,

Jeff

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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Outstanding OIG Responses to HOGR
Date: Friday, July 15, 2016 4:40:43 PM
Attachments: [Outstanding Responses to HOGR.docx](#)
Importance: High

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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 8:54 AM
To: Grimm, Tyler; Callen, Ashley; Marin, Mark; Brazauskas, Joseph; Lee, Una; Chang, Lena
Cc: (b) (6) Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: Outstanding OIG Responses to HOGR


Everyone:

Good morning. I have attached a word document that provides the OIG's responses to the majority and minority's questions related to the Beale case. The document also includes the responses to the questions (letter dated September 18, 2013) to the IG from Chairman Issa. As many of the requests required the aggregation of large amounts of information, this data has been organized onto a thumb drive and will be delivered to Tyler and Una by 9:30am this morning by myself or Ashley.

Please note that the request that the OIG requests that the Committee protect such information from further release and provide limited disclosure to ensure the protection of this Privacy Act-protected material.


Thanks,

Jeff

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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Oversight and Government Reform Committee Hearing-Tomorrow
Date: Friday, July 15, 2016 4:35:06 PM

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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 6:27 PM
To: Colliatie, Drew
Cc: Grimm, Tyler
Subject: RE: Oversight and Government Reform Committee Hearing-Tomorrow

Drew:

Unfortunately we do not have the answer to that question.

Thanks,

Jeff

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From: Colliatie, Drew [<mailto:Drew.Colliatie@mail.house.gov>]
Sent: Monday, September 30, 2013 6:03 PM
To: Lagda, Jeffrey
Cc: Grimm, Tyler
Subject: Oversight and Government Reform Committee Hearing-Tomorrow

Jeffrey,


I'm working with my colleague Tyler Grimm, on tomorrow's Oversight hearing. We have a question regarding John Beale and (b) (6) employment at the EPA. Do you know if either gentlemen were designated "essential staff" by the EPA during the 1995 government shutdown?

Please let me know if you need further clarification.

Thanks

Drew Colliatie
Professional Staff Member
Oversight and Government Reform Committee
Chairman, Rep. Darrell Issa
(202) 225-5074 

From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Questions from the Pre-Hearing Brief
Date: Friday, July 15, 2016 4:39:58 PM
Importance: High

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From: Lagda, Jeffrey
Sent: Monday, September 30, 2013 9:23 AM
To: Chang, Lena
Cc: Lee, Una; Grimm, Tyler; Callen, Ashley; Brazauskas, Joseph; Marin, Mark; Kaplan, Jennifer; Sellers-Hansen, Ashley
Subject: RE: Questions from the Pre-Hearing Brief

Lena:

Here are the responses to your questions from yesterday afternoon:

So, there's no documents evidencing or authorizing Beale's promotion to SL?

A: There are documents for Beale's SL promotion but not the authorizing or HR documents. OI has his application for SL and then personal actions that indicate that he received the promotion.

Is there subsequent documentation that notes Beale's position as an SL?

A: SF 50 and other personal action show him as SL.

Is there documentation evidencing that (b) (6) was Beale's supervisor?

A: Yes, (b) (6) was his supervisor when he applied for the SL position

Was the SL position competed?

A: Based on the announcement that OI uncovered, it appears it was competed.

Who else applied for the job?

A: OI does not have any information on who else competed for the SL position.


Is there documentation indicating Beale was the best qualified compared to other candidates?

A: No documents show the HR process that was followed for the SL position

Is there documentation indicating Beale was competitively selected?

A: See above, OI does not have any HR documentation of this that was uncovered during the investigation.

Jeff

Jeffrey A. Lagda
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Lagda.Jeffrey@epa.gov

From: Chang, Lena [<mailto:Lena.Chang@mail.house.gov>]
Sent: Sunday, September 29, 2013 2:45 PM
To: Lagda, Jeffrey
Cc: Lee, Una
Subject: Re: Questions from the Pre-Hearing Brief

Jeff,

A few follow-ups to question 2:

So, there' no doc evidencing or authorizing Beale's promotion to SL?
Is there subsequent documentation that notes Beale's position as an SL?
Is there documentation evidencing that (b) (6) was Beale's supervisor?
Was the SL position competed?
Who else applied for the job?
Is there documentation indicating Beale was the best qualified compared to other candidates?
Is there documentation indicating Beale was competitively selected?

Lena

From: Lagda, Jeffrey [<mailto:Lagda.Jeffrey@epa.gov>]
Sent: Sunday, September 29, 2013 02:25 PM
To: Grimm, Tyler; Callen, Ashley; Brazauskas, Joseph; Marin, Mark; Lee, Una; Chang, Lena
Cc: Kaplan, Jennifer <Kaplan.Jennifer@epa.gov>; Sellers-Hansen, Ashley <Sellers-Hansen.Ashley@epa.gov>
Subject: Questions from the Pre-Hearing Brief

During the teleconference about Tuesday's hearing, several questions were asked:

1. What dates did Beale serve in the Army?

A: (b) (6)

2. What were the circumstances of Beale's SL Promotion:

A: This was an open vacancy for which Beale applied. There does not appear to be any internal approval of the Beale's SL promotion. However, (b) (6) was his immediate supervisor.

3. When did Beal attend [REDACTED]?

Dates: (b) (6)

4. [REDACTED] ?

A: Dates- (b) (6) he transferred to the (b) (6).


5. When was his DOJ Internship?

A:- (b) (6)

Jeff


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From: [Lagda, Jeffrey](#)
To: [Lagda, Jeffrey](#)
Subject: Fw: Teleconference
Date: Friday, July 15, 2016 4:48:02 PM

Jeffrey A. Lagda
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From: Lagda, Jeffrey
Sent: Tuesday, September 24, 2013 3:38 PM
To: Grimm, Tyler
Subject: RE: Teleconference

Thanks, Tyler.

Jeffrey A. Lagda
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From: Grimm, Tyler [<mailto:Tyler.Grimm@mail.house.gov>]
Sent: Tuesday, September 24, 2013 3:34 PM
To: Lagda, Jeffrey
Subject: Re: Teleconference

I will be back at my desk at 4. I will give you a call then.

From: Lagda, Jeffrey
Sent: Tuesday, September 24, 2013 3:13 PM
To: Grimm, Tyler
Subject: Teleconference

Tyler:

Good afternoon. Please give me a call when you have a moment. I would like to set up a teleconference tomorrow afternoon regarding the hearing, if possible.

Thanks,

Jeff

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